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PATENT TRADEMARK OFFICE

Docket No.: 574 US02

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

WEI C. MOLINE

Serial No.: 10/074,262  
Filed: February 12, 2002

Group Art Unit: 1617

Examiner: L. Wells

For: METHODS OF REDUCING SKIN  
IRRITATION ASSOCIATED  
WITH SHAVINGCERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

September 29, 2003

Date

Signature Judy L. Hansen

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action dated August 27, 2003, in which the Examiner applied a restriction requirement to elect a single species of emulsifiers or mixture of emulsifiers in Claims 1-45. Applicants elect to prosecute a poly(ethoxylated and/or propoxylated) alcohol with traverse.

The Examiner is requested to note that MPEP 809.02 provides that "when a generic claim is subsequently held to be allowable . . . and all claims are embraced by an allowable generic claim . . . Applicant should be advised of the allowable generic claim and that the claims to the non-elected species are no longer withdrawn since they are fully embraced by the allowed generic claim." Thus, the election to a single species of emulsifiers is with traverse to the extent that it is understood that (a) the requirement will be withdrawn upon the finding of an allowable

genus; and (b) any species withdrawn from consideration will be transferred to the elected subject matter unless it is found patentably distinct from the elected or allowed claims.

If a telephonic interview with the Applicants' undersigned representative would be helpful in resolving any questions, the Examiner is invited to contact the undersigned at (651) 733-2180.

Respectfully submitted,

*Nancy M. Lambert*  
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Attorney for Applicant

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Dated: September 29, 2003